

ESTTA Tracking number: **ESTTA91767**Filing date: **07/26/2006**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**Petition for Cancellation**

Notice is hereby given that the following party requests to cancel indicated registration.

**Petitioner Information**

Name	Albeco, Inc. d/b/a Mollie Stone's Markets		
Entity	Corporation	Citizenship	California
Address	150 Shoreline Hwy. Bldg. D Mill Valley, CA 94941 UNITED STATES		

Attorney information	Barry J. Parker, Esq. Carr, McClellan, Ingersoll, Thompson & Horn, Professional Law Corporation 216 Park Road Burlingame, CA 94010 UNITED STATES bparker@carr-mcclellan.com Phone:(650) 342-9600
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**Registrations Subject to Cancellation**

Registration No	2504997	Registration date	11/06/2001
Registrant	CROWN CENTRAL LLC ONE N. CHARLES STREET 20TH FLOOR BALTIMORE, MD 21201 UNITED STATES		
Goods/Services Subject to Cancellation	Class 035. First Use: 2001/03/13 , First Use In Commerce: 2001/03/13 Goods/Services: Drive-through retail convenience store services featuring food products and beverages for consumption off premises, grocery and convenience store items		
Registration No	2518378	Registration date	12/11/2001
Registrant	CROWN CENTRAL LLC ONE N. CHARLES STREET 20TH FLOOR BALTIMORE, MD 21201 UNITED STATES		
Goods/Services Subject to Cancellation	Class 035. First Use: 2001/03/13 , First Use In Commerce: 2001/03/13 Goods/Services: DRIVE-THROUGH RETAIL CONVENIENCE STORE SERVICES FEATURING FOOD PRODUCTS AND BEVERAGES FOR CONSUMPTION OFF PREMISES, GROCERY AND CONVENIENCE STORE ITEMS, AND PETROLEUM AUTOMOTIVE ITEMS, NAMELY, FUELS AND OTHER AUTOMOTIVE FLUIDS		

Attachments	StmtofGroundsMollie's.pdf ( 1 page )(44788 bytes ) StmtofGroundsMollie's&Design.pdf ( 1 page )(45430 bytes )
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Signature	/Barry J. Parker/
Name	Barry J. Parker, Esq.

Date	07/26/2006
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of:

Trademark Registration No. 2504997

For the Mark: MOLLIE'S

Date Registered: November 6, 2001

Albeco, Inc. d/b/a Mollie Stone's Markets	)
	)
v.	)
	)
Crown Central LLC	)

STATEMENT OF GROUNDS IN SUPPORT OF  
PETITION FOR CANCELLATION

The grounds for cancellation are as follows:

1. Pursuant to the title records of the United States Patent and Trademark Office, the name and address of the current owner of Registration No. 2504997 is Crown Central LLC, a Maryland limited liability company having an address of One N. Charles Street, 20<sup>th</sup> Floor, Baltimore, Maryland 21201 ("Registrant").
2. On information and belief, the mark MOLLIE'S registered under said registration (the "Registered Mark") has been abandoned by Registrant for use in connection with "drive-through retail convenience store services" featuring the goods stated in the registration.
3. Since on or before June 1998, Petitioner has used in U.S. commerce the trade name and service mark MOLLIE STONE'S for retail grocery store and supermarket services, retail bakery services, retail delicatessen services and catering services ("Petitioner's Mark") and on that basis filed on July 15, 2005 federal Service Mark Application Serial No. 78/671666 to register Petitioner's Mark for these services.
4. The U.S. Patent and Trademark Office has refused registration of Petitioner's Mark in view of Registrant's Registered Mark.
5. By virtue of its prior use in commerce, Petitioner has priority and is and will continue to be damaged by the continued existence of Registration No. 2504997 as a bar to Petitioner's legal right to register Petitioner's Mark for its above-recited services, and Petitioner hereby petitions to cancel the same.

[End of Statement]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of:

Trademark Registration No. 2518378

For the Mark: MOLLIE'S AND DESIGN

Date Registered: December 11, 2001

Albeco, Inc. d/b/a Mollie Stone's Markets	)
	)
v.	)
	)
Crown Central LLC	)

STATEMENT OF GROUNDS IN SUPPORT OF  
PETITION FOR CANCELLATION

The grounds for cancellation are as follows:

1. Pursuant to the title records of the United States Patent and Trademark Office, the name and address of the current owner of Registration No. 2518378 is Crown Central LLC, a Maryland limited liability company having an address of One N. Charles Street, 20<sup>th</sup> Floor, Baltimore, Maryland 21201 ("Registrant").
2. On information and belief, the mark MOLLIE'S AND DESIGN registered under said registration (the "Registered Mark") has been abandoned by Registrant for use in connection with "drive-through retail convenience store services" featuring the goods stated in the registration.
3. Since on or before June 1998, Petitioner has used in U.S. commerce the trade name and service mark MOLLIE STONE'S for retail grocery store and supermarket services, retail bakery services, retail delicatessen services and catering services ("Petitioner's Mark") and on that basis filed on July 15, 2005 federal Service Mark Application Serial No. 78/671666 to register Petitioner's Mark for these services.
4. The U.S. Patent and Trademark Office has refused registration of Petitioner's Mark in view of Registrant's Registered Mark.
5. By virtue of its prior use in commerce, Petitioner has priority and is and will continue to be damaged by the continued existence of Registration No. 2518378 as a bar to Petitioner's legal right to register Petitioner's Mark for its above-recited services, and Petitioner hereby petitions to cancel the same.

[End of Statement]